

SECOND REGULAR SESSION

HOUSE BILL NO. 1369

97TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE GUERNSEY.

4082H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 541.033, RSMo, and to enact in lieu thereof one new section relating to prosecution venues.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 541.033, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 541.033, to read as follows:

541.033. 1. Persons accused of committing offenses against the laws of this state, except as may be otherwise provided by law, shall be prosecuted:

(1) In the county in which the offense is committed; or

(2) If the offense is committed partly in one county and partly in another, or if the elements of the crime occur in more than one county, then in any of the counties where any element of the offense occurred.

2. Persons accused of committing the offenses of identity theft against the laws of this state in sections 570.223, 570.224, and 575.120 shall be prosecuted:

(1) In the county in which the offense is committed;

(2) If the offense is committed partly in one county and partly in another, or if the elements of the offense occur in more than one county, then in any of the counties where any element of the offense occurred;

(3) In the county in which the victim resides; or

(4) In the county in which the property obtained or attempted to be obtained was located.

3. Persons accused of committing the offense of making a terrorist threat against a school under section 574.115 shall be prosecuted:

(1) In the county in which the offense is committed;

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18 **(2) If the offense is committed partly in one county and partly in another, or if the**
19 **elements of the offense occur in more than one county, then in any of the counties where**
20 **any element of the offense occurs;**

21 **(3) In the county in which the school that is the target of the threat is located; or**

22 **(4) In the county in which the accused resides.**

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